



ORDINANCE 2008 - 06

AN ORDINANCE EXCLUDING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCEL NUMBER S1419417650, CURRENTLY SITUATED SOUTH OF MEADOW VIEW AND WEST OF LOCUST GROVE ROADS IN THE CITY OF KUNA, IDAHO; FROM THE CITY OF KUNA BACK INTO THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO; REVERTING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THE COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to exclude property from the boundaries of the City in the manner provided by Section §50-225, Idaho Code; and

WHEREAS, Keven and Melanie Shreeve, owner of the parcel of real property situate in the City of Kuna and particularly described in section 2 of this ordinance has requested that said real property be excluded from the City of Kuna; and

WHEREAS, no advance notice nor public hearing appears required to be given under applicable Idaho law; and

WHEREAS, the Ada County zoning classification of this parcel was Rural Residential (RR) under the Ada County Code and such designation appears appropriate and should be applied,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is currently described within the boundaries of the City; that said property is not currently necessary for the orderly development of the City; and that the owner of said property has requested that said property be excluded from the City.

Section 2: The real property, all situated currently in the City of Kuna, Ada County, Idaho, commonly known as Parcel Number S1419417650, located south of Meadow View and west of Locust Grove Roads and more particularly described in "Exhibit A and B" – Legal Descriptions and "Exhibit C" – Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is excluded from the incorporated territorial limits of the City of Kuna, Idaho.

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Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall no longer be subject to any ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.


Section 4: The zoning land use classification of the land described in Section 2 above shall remain Rural Residential (RR) as it previous existed under Ada County Code. The comprehensive plan and zoning map of the City are hereby amended to exclude the real property described in Section 2 above as property within the City's boundaries but may still include them in the land use classifications for future planning purposes.

Section 5: The City Clerk is hereby directed to file, within ten days (10) of the passage and approval of this ordinance, as certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax Commission, Boise, Idaho as required by Section §50-223, Idaho Code, and to comply with the provision of Section §63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by the this Ordinance.

Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire Ordinance, a summary thereof in compliance with Section §50-901A, Idaho Code, may be published.


DATED this 6th day of ^{May}~~April~~, 2008

CITY OF KUNA
Ada County, Idaho

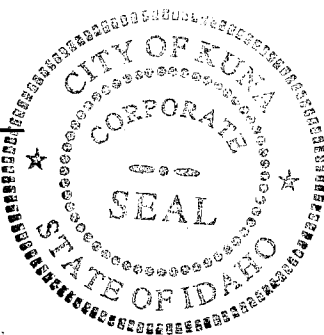


J. Scott Dowdy, Mayor

ATTEST:



Lynda Burgess, City Clerk
City Of Kuna



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Exhibit "A"
Legal Description

A tract of land located in the southwest corner of Section 19, township 2 North,
Range 1 East, Boise, Meridian, Ada County, Idaho.

A metes and bounds description is attached as "Exhibit B".

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Exhibit "B"

Parcel 2 according to record of Survey No. 5693 being a tract of land located in the Southeast quarter of Section 19, Township 2 North, Range 1 East, Boise Meridian, Ada County, Idaho more particularly described as follows:

Commencing at a found 5/8 iron rod monumenting the Northeast corner of the Southeast quarter of said Section 19, thence

South 00 degree 15'22" West along the Easterly line of said Southeast quarter a distance of 600.44 feet to a set 5/8 inch iron rod and the POINT OF BEGINNING. Thence continuing

South 00 degree 15'22" West along the easterly line of said Southeast quarter a distance of 505.71 feet, more or less, to the intersection of said Easterly line with the centerline of the Kuna Canal from which point a found spike bears

North 46 degrees 24'54" East a distance of 1.47 feet; thence

South 89 degrees 01'41" West along said centerline a distance of 59.32 feet to a point; thence continuing along said centerline 285.65 feet along the arc of a non-tangent circular curve to the left, said curve having a radius of 990.00 feet, a central angle of 16 degrees 31'55", a chord bearing of

South 81 degrees 05'17" West and a chord distance of 284.66 feet to a point; thence

South 72 degrees 35'20" West a distance of 283.66 feet to a point; thence continuing along said centerline 195.53 feet along the arc of a non-tangent circular curve to the right, said curve having a radius of 280.00 feet, a central angle of 40 degrees 00'38" a chord bearing of

North 86 degrees 33'59" West and a chord distance of 191.58 feet to a point from which a found 5/8 inch iron rod bears

North 01 degrees 30'05" East a distance of 37.44 feet, more or less; thence departing said centerline

North 01 degrees 30'05" East a distance of 37.44 feet, more or less, to a found 5/8 inch iron rod; thence continuing

North 01 degrees 30'05" East a distance of 586.35 feet to a set 5/8 inch iron rod; thence

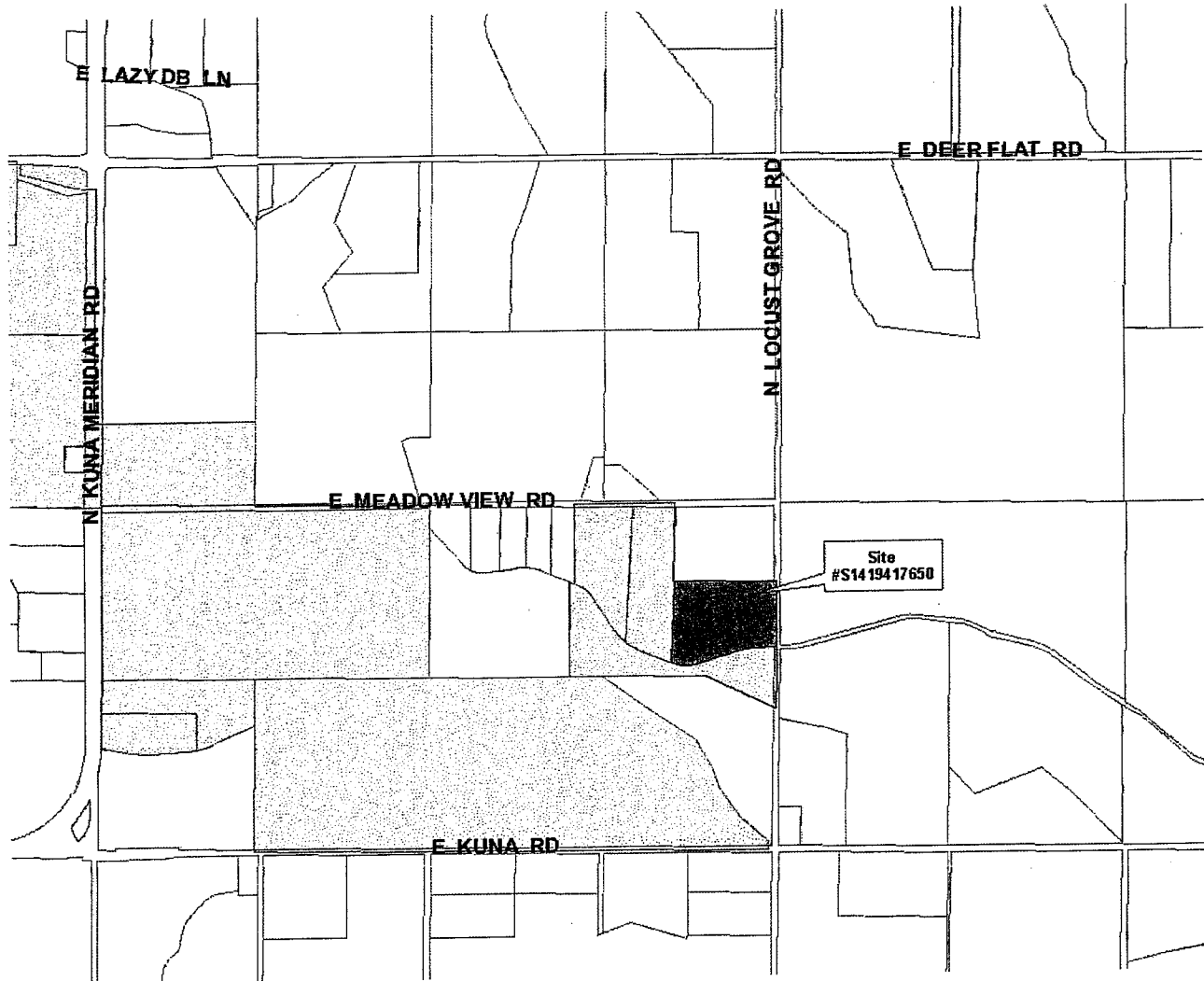
North 89 degrees 57'13" East a distance of 788.35 feet to the POINT OF BEGINNING.

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**CITY OF KUNA
MAP OF DE-ANNEXATION
Parcel No. #S1419417650**



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CITY OF KUNA
P. O. BOX 13
KUNA ID 83634

Telephone (208) 922-5546 Fax (208) 922-5989 E-mail: Lynda@cityofkuna.com
www.cityofkuna.com

May 9, 2008

Idaho State Tax Commission
Attn: Jeff Servatius
800 Park Blvd., Plaza IV
Boise, ID 83722

Dear Mr. Servatius:

Transmitted herewith is a copy of City of Kuna Ordinance No. 2008-06 de-annexing certain real property. Please record this change in your records.

If you have any questions or need any additional information, please call me at 922-5546. Thank you for your help.

Sincerely,

Lynda Burgess, MMC
City Clerk

Enclosure

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